

FILED

SEP 28 2015

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 15-90082

ORDER

THOMAS, Chief Judge:

Complainant alleges that a bankruptcy judge lacked jurisdiction and improperly “confiscated” her assets in order to pay a creditor. These allegations relate directly the merits of the judge’s rulings and must be dismissed. See 28 U.S.C. § 352(b)(1)(A)(ii); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982); Judicial-Conduct Rule 11(c)(1)(B).

Complainant alleges that the judge is personally biased against her, favors creditors and trustees, and has conspired against her. Complainant further accuses the judge of stalking, wiretapping her telephone, and accepting bribes. However, complainant offers no objectively verifiable evidence to support any of these allegations, which must be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii); In re Complaint of Judicial Misconduct, 650 F.3d 1370, 1371 (9th Cir. Jud. Council 2011); In re Complaint of Judicial Misconduct, 687 F.3d (9th Cir. Jud. Council 2012); Judicial-Conduct Rule 11(c)(1)(D).

Next, complainant alleges that the judge had improper ex parte communications with creditors, trustees, and opposing counsel, in order to “control complainant’s appeals.” Complainant has presented no facts in support of this claim and her “vague insinuations do not provide the kind of objectively verifiable proof that we require.” In re Complaint of Judicial Misconduct, 569 F.3d 1093 (9th Cir. Jud. Council 2009). Accordingly, these allegations are dismissed as unfounded. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

Complainant’s allegations against creditors, trustees and bill collectors are dismissed because this misconduct procedure applies only to federal judges. See In re Complaint of Judicial Misconduct, 567 F.3d 429, 431 (9th Cir. Jud. Council 2009); Judicial-Conduct Rule 4.

Complainant’s request that the Judicial Council investigate the activities of doctors and bill collectors, and investigate her husband’s death, is denied because such relief is unavailable in these misconduct proceedings. See 28 U.S.C. § 354(a)(2); Judicial–Conduct Rule 11(a).

DISMISSED.